

#4  
10/17/99

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:

**GLENN et al.**

Appln. No.: 09/337,746

Filed: June 22, 1999



Group Art Unit: 1643

Examiner: not assigned

**FOR: TRANSCUTANEOUS IMMUNIZATION WITHOUT  
HETEROLOGOUS ADJUVANT**

\* \* \* \* \*

September 28, 1999

**SUBMISSION OF SUBSTITUTE DECLARATION**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

RECEIVED  
TECH CENTER 1600/2900  
99 SEP 29 AM 8:00

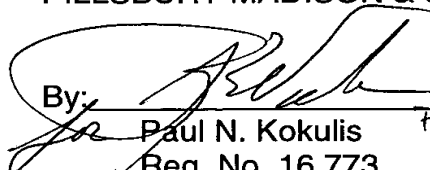
Please enter this replacement oath and declaration.

The original oath and declaration was filed in response to the Notice To File  
Missing Parts on September 21, 1999.

Respectfully submitted,

**PILLSBURY MADISON & SUTRO, LLP**

PEV/mjg

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FOR UTILITY/DESIGN  
CIP/PCT NATIONAL/PLAN  
ORIGINAL/SUBSTITUTE/SUPPLEMENTAL  
DECLARATIONS

**RULE 63 (37 C.F.R. 1.101)**  
**DECLARATION AND POWER OF ATTORNEY**  
**FOR PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PM & S  
FORM**

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the **INVENTION ENTITLED, Transcutaneous Immunization Without Heterologous Adjuvant**

the specification of which (CHECK applicable BOX(ES))

X  
BOX(ES) → ☐ is attached hereto.  
→ ☒ was filed on June 22, 1988 as U.S. Application No. 09/357,749  
→ ☐ was filed as PCT International Application No. PCT/\_\_\_\_\_/\_\_\_\_\_, on  
and if applicable to U.S. or PCT application) was amended on \_\_\_\_\_

and (if applicable to U.S. or PCT application) was amended on [ ] I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendments referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. I hereby claim foreign priority benefits under 35 U.S.C. 119(a) of any foreign application(s) for patent or inventor's certificate filed before and have also identified below any foreign application(s) or inventor's certificate filed by me or my assignee disclosing the subject matter claimed in this publication and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application:

[illegible]

Day/MONTH/Year Filed

Date first sold  
open or Published

**Date Entered**  
**or Granted**

**Priority Claimed**  
**Yes**                      **No**

I hereby claim domestic priority benefit under 35 U.S.C. 119/20365 of the indicated United States applications listed below and PCT (international) applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of each such prior application and the national or PCT international filing date of this application:

**PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)**

<u>Application No. (series code/serial no.)</u>	<u>Date of Birth</u>	<u>Year Filed</u>
08/749,164	14 November	1995
08/856,065	17 July	1997
POT/US87/21324	14 November	1997
09/257,188	28 February	1999
09/309,861	11 May	1999
09/311,729	14 May	1999
60/080,159	22 June	1998
60/128,370	6 April	1999

Status  
pending, abandoned, patented

patented  
pending  
~~abandoned~~  
pending  
pending  
pending  
pending  
pending

**Priority Claimed**  
**Yes**                      **No**

XXXXXXXXXX

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Charles M. Harris, Reg. No. 34,616 of Command Patent Attorney, Walter Reed Army Institute of Research, Washington, D.C. 20307-6100 AND Cushman, Darby & Cushman Intellectual Property Group of Pillsbury Madison & Serrano LLP, 1100 New York Avenue, N.W., Ninth Floor, East Tower, Washington, D.C. 20005-3018, telephone number (202) 861-3000 to represent all communications to be directed to and the below-named persons (of the same address) individually and collectively my attorneys in connection with this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete names/numbers below of persons no longer with their firm and to act and rely on instructions from me and to communicate directly with the persons/signatures/attorney/firm/ organization which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented by/represented by I/interacts above firm and/or a below attorney in writing to the contrary.

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(1) INVENTOR'S SIGNATURE:

Date: 27 Sept 66

(1) INVENTOR'S SIGNATURE: <i>Glenn M. [Signature]</i>		Date: <i>6/7/81</i>
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**(2) INVENTOR'S SIGNATURE:**

Date: 28 SEP 77

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(FOR ADDITIONAL INVENTORS, check box ☐ to attach PAT 118-2 same information for each re signature, name, date, citizenship, residence and address.) PAT 118-2

PAT-1765000

TOTAL P.03